



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

March 25, 2004

In re the application of:

Roy P. Johnson et al. Docket No. 175 P 009

Filed: November 13, 2003 Art Unit: 3746

Ser. No.: 10/713,346 Examiner: N/A

For: System and method for protecting equipment Confirmation No. 9844
from damage due to low or rapidly changing
temperatures

PETITION FOR CORRECTED FILING RECEIPT

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant respectfully requests the issuance of a corrected Filing Receipt containing Assignment Information for Publication.

Applicant included an Application Data Sheet with the filing packet that indicated International Business Machines Corporation as the assignee. A copy of the Application Data Sheet is included herewith as **Exhibit A**. The Application Transmittal filed in conjunction with the present application noted that an Application Data Sheet was included. See **Exhibit B**. An assignment was included with the application and properly noted on the Application Transmittal.

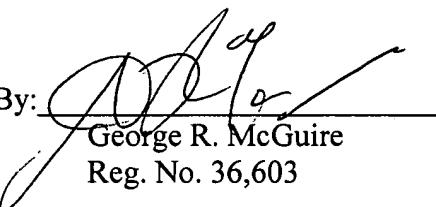
Id.

• Appl. No. 10/713,346
Petition dated March 25, 2004
Reply to Filing Receipt mailed February 13, 2004

The Filing Receipt mailed on February 13, 2004 lacked the data line entitled “Assignment Information for Publication” indicating assignment to International Business Machines Corporation. According to 37 C.F.R. 1.215, “[a]ssignee information may not be included on the patent application publication unless this information is provided on the application transmittal sheet *or application data sheet included with the application on filing.*” As Petitioner duly noted assignment information on both the Application Transmittal and Application Data Sheet, Applicant respectfully requests the issuance of a corrected Filing Receipt including the data line Assignment Information for Publication Purposes indicating assignment to International Business Machines Corporation.

Authorization is hereby given authorization to charge any fees due hereunder to Deposit Account No. 50-1546. If a telephone conference with Applicant’s attorney would expedite handling of this Petition, please contact the undersigned at (315) 218-8515.

Respectfully submitted,

By: 
George R. McGuire
Reg. No. 36,603

Dated: March 25, 2004

BOND, SCHOENECK & KING, PLLC
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315-218-8515

APPLICATION
FOR
UNITED STATES LETTER PATENT

Applicant's Name : **Roy P. Johnson
Alan J. Orndorff**

Title: **System and Method for Protecting Equipment
from Damage Due to Low or Rapidly Changing
Temperatures**

Docket No. **END920030064US1**

INTERNATIONAL BUSINESS MACHINES CORPORATION

I hereby certify that on the date shown below, this correspondence is being deposited with the United States Postal Service in an envelope addressed to Mail Stop Patent Application; Commissioner for Patents; PO Box 1450; Alexandria VA 22313-1450 as "Express Mail Post Office to Addressee."

Express Mail No. ER 292714876 US
on 11/13/03

Georgia Y. Brundage
Typed or Printed Name of Person Mailing Correspondence
Georgia Y. Brundage 11/13/03
Signature of Person Mailing Correspondence Date

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. END920030064US1**First Inventor** Roy P. Johnson, et al.**Title** System and Method, etc.**Express Mail Label No.** ER 292714862 US**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:
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P.O. Box 1450
Alexandria VA 22313-1450

1. Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. Applicant claims small entity status.
See 37 CFR 1.27.
3. Specification [Total Pages 18] (preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. Drawing(s) (35 U.S.C. 113) [Total Sheets 2]
5. Oath or Declaration [Total Sheets 3]
 - a. Newly executed (original or copy)
 - b. Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 18 completed)
 - i. **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) name in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. Application Data Sheet. See 37 CFR 1.76

7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. Paper
 - c. Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. Assignment Papers (cover sheet & document(s))
10. 37 CFR 3.73(b) Statement Power of (when there is an assignee) Attorney
11. English Translation Document (if applicable)
12. Information Disclosure Statement (IDS)/PTO-1449 Copies of IDS Citations
13. Preliminary Amendment
14. Return Receipt Postcard (MPEP 503) (Non-US) (Should be specifically itemized)
15. Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

 Continuation Divisional Continuation-in-part (CIP) of prior application No.:

Prior application information: Examiner _____ Art Unit: _____
 For CONTINUATION OF DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS
 Customer Number: _____ OR Correspondence address below

Name	George R. McGuire, Bond Schoeneck & King, PLLC			
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Country	USA	Telephone	315-218-8515	Fax

Name (Print/Type)	William H. Steinberg	Registration No. (Attorney/Agent)	28,540
Signature	William H. Steinberg	Date	11/12/03

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.